IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

-

WRIT PETITION NO : 20600 of 1994

Between:

M/s Electronics Corporation of India Ltd., Cherlapally, Moula Ali
Hyderabad, rep.by its Chairman and Managing Director
Dr.C.Rao Kasarabada S/o.Kamaraju, K.

..... PETITIONER

AND

1 The Hon'ble Labour Court-III, IV Floor, Gagan Vihar
M.J.Road, Hyderabad,
rep.by its Presiding Officer
2 Mr.S.Krishna C/o.D.Ramakrishna, Advocate,
1-1-10/A/7 RTC Cross Roads, Hyderabad
3 Government of A.P., rep.by its Secretary
Incharge Labour, Secretariat, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue notice and call for the records and quash and set aside the award made in ID.No.283/1993 Dt.28/6/1994 on the file of the Hon'ble Labour Court-III, Hyderabad by issuing a writ of certiorari or any other appropriate writ or order or direction as the Hon'ble Court may deem fit and proper in the circumstances of the case and to allow the writ petition with costs.

Counsel for the Petitioner: MR.P.NAGESWAR SREE

Counsel for the Respondent No.1 & 3: GP FOR LABOUR

Counsel for the Respondent No.2 : Mr.D.RAMAKRISHNA.

The Court made the following:

O R D E R:

1. This writ petition is filed by the Management of M/s. Electronic Corporation of India Limited challenging the award dated 28-06-1994 in I.D.No.283 of 1993 passed by the Labour Court-III, Hyderabad.

2. The second respondent-workman laid a claim for reinstatement with full back-wages alleging that though he worked for more than 240 days as a casual worker, the petitioner/Management instead of regularisation terminated him from service. The Labour Court after adjudicating the material available on record held that Management failed to comply with the provisions of Section 25-F of the Industrial Disputes Act, 1947(for short 'the Act'), and the Management was directed to consider the past-service of the workman and reinstate him into service by following the provisions under Section 25-H of Act. The said order has been assailed in the present writ petition.

3. It is now brought to the notice of this Court that the second respondent-workman has already been reinstated into service by the petitioner-management and his service was also regularised.

4. In view of the same, no further orders are necessary in this writ petition.

5. The writ petition is accordingly closed.

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G.BIKSHAPATHY, J.

Dated: 22-07-2004

Gs/ghn

To

1 The Presiding officer, the Hon'ble Labour Court-III, IV Floor, Gagan

Vihar, M.J.Road, Hyderabad.

2 The Secretary to Government of A.P.,
Incharge Labour, Secretariat, Hyderabad

3. Two CCs to the Government Pleader for Labour, High Court of A.P.,

Hyderabad. (OUT)

4. Two CD copies.